

FEDERAL BUREAU OF INVESTIGATION
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CONCLUSION

Charlie Kushner violated the law. He did so knowingly and with knowledge that his acts were illegal.

No one can honestly doubt Charlie's remorse, nor can one honestly challenge his immediate and very public acceptance of responsibility, nor is there any doubt whatsoever that his public humiliation was widespread, and the punishment that has already been imposed is of great weight.

The question now is how does an honorable Court treat this very complicated man who has done something bad but had also done so much good as to make him quite extraordinary?

We respectfully ask the court to weigh all of the facts and do what in the Court's heart your Honor believes to be fair and just.

Respectfully,

[Redacted Signature]

Brafman & Ross, P.C.
Attorneys for Charles Kushner
767 Third Avenue, 26th Floor
New York, New York 10017
Tel (212)750-7800
Fax (212)750-3906
E-mail: [Redacted]

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b7c

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

STATE OF NEW JERSEY :

Misc. No.

: ss

COUNTY OF ESSEX :

AFFIDAVIT

[redacted] being duly sworn deposes and says

1. I am an attorney admitted to practice in the State of New Jersey. I, along with [redacted]

[redacted] have represented [redacted]

[redacted] in connection with grand jury subpoenas referenced herein.

2. [redacted] has authorized me to represent that it has waived the attorney client privilege with respect to discussions regarding [redacted] to permit [redacted] and me to answer questions regarding [redacted] in response to grand jury subpoenas served on [redacted]

3. [redacted]

[redacted]

[redacted]

194A-NK-109145-109

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The foregoing statements are true and correct to the best of my knowledge.

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Sworn to and subscribed before me
this 23rd day of Dec 19 2004

LAVINIA WASHINGTON
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Oct. 28, 2007

Lavinia Washington

United States District Court

DISTRICT OF NEW JERSEY

TO:

SUBPOENA TO TESTIFY BEFORE GRAND JURY

b3

SUBPOENA FOR:

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE United States District Court U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	ROOM 481-483 Grand Jury DATE AND TIME
--	--

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH	Date 2/25/03
BY DEPUTY CLERK This subpoena is issued upon application of the United States of America CHRISTOPHER J. CHRISTIE United States Attorney	NAME, ADDRESS AND PHONE NUMBER OF AS U.S. Attorney's 970 Broad Street Newark, NJ 07102

*If not applicable, enter "none."

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

b6
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Exhibit A

United States District Court

DISTRICT OF NEW JERSEY

TO:

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

UNITED STATES DISTRICT COURT
U.S. POST OFFICE & COURTHOUSE
FEDERAL SQUARE
NEWARK, NEW JERSEY 07102

ROOM

481-483

GRAND JURY
DATE AND TIME

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

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☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK

WILLIAM T. WALSH

Date

7/30/03

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on application
of the United States of America

CHRISTOPHER J. CHRISTIE
UNITED STATES ATTORNEY

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

AUSA
U.S. Attorney's Office
970 Broad Street, Rm. 702
Newark, New Jersey 07102

*If not applicable, enter "none."

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

Exhibit B

United States District Court

DISTRICT OF NEW JERSEY

TO:

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

UNITED STATES DISTRICT COURT
U.S. POST OFFICE & COURTHOUSE
FEDERAL SQUARE
NEWARK, NEW JERSEY 07102

ROOM

481-483
GRAND JURY

DATE AND TIME

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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK

WILLIAM T. WALSH

Date

9/2/03

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☐ Subpoena issued upon application
of the United States of America

CHRISTOPHER J. CHRISTIE
UNITED STATES ATTORNEY

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

AUSA
U.S. Attorney's Office
970 Broad Street, Rm. 700
Newark, New Jersey 07102

*If not applicable, enter "none."

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

Exhibit C

United States District Court

DISTRICT OF NEW JERSEY

TO:

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court
U.S. Post Office & Courthouse Bldg.
Federal Square
Newark, New Jersey 07102

ROOM

481-483
Grand Jury

DATE AND TIME

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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH

Date

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2/26/03

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

CHRISTOPHER J. CHRISTIE
United States Attorney

U.S. Attorney's Office
970 Broad Street, 7th Fl.
Newark, NJ 07102

*If not applicable, enter "none."

To be used in lieu of AOJ110

FORM OBD-227
Revised April 2000

Exhibit D

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

STATE OF NEW JERSEY :

Misc. No.

: SS

COUNTY OF ESSEX :

AFFIDAVIT

[redacted] being duly sworn deposes and says

1. I am an attorney admitted to practice in the State of New Jersey. I, along with

[redacted] have represented [redacted]

[redacted] in connection with grand jury subpoenas referenced herein.

2. [redacted] has authorized me to represent that it has waived the attorney client

privilege with respect to discussions regarding [redacted] to permit [redacted]

[redacted] and me to answer questions regarding [redacted] in response to

grand jury subpoenas served on [redacted]

3. [redacted]

[redacted]

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194A-NJ-109145-130

The foregoing statements are true and correct to the best of my knowledge.

Sworn to and subscribed before me
this 2nd day of Dec 19 2004

LAVINIA WASHINGTON
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Oct. 28, 2007

Lavinia Washington

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FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
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New Jersey RCFL (NJRCFL)

Evidence Receipt

Regional Computer Forensic Laboratory

1200 Negron Street, Hamilton NJ 08961

609-584-5051 [redacted] FAX: 609-584-0182

Lab Number:

NJRCFL-05-58

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 3

NJRCFL000243

Media Container

Brown envelope

2 Tape

NJRCFL000244, NJRCFL000245

Property / Evidence Receipt

Date/Time	Released By	Name/Agency	Received By
Date / Time 01/12/2005 08:55 AM	[redacted]	SA [redacted]	[redacted]
		Signature	[redacted]

*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

194A-NK-109145

New Jersey RCFL (NJRCFL)

Evidence Receipt

Regional Computer Forensic Laboratory

1200 Negron Street, Hamilton NJ 08961

609-584-5051 [redacted] FAX: 609-584-0182

Lab Number:

NJRCFL-04-104

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Evidence Details

Total number of evidence items processed on this receipt: 2

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Media Container

Evidence envelope

1 Tape
NJRCFL000237

Property / Evidence Receipt

Date/Time	Name/Agency	Released By	Name/Agency	Received By
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			Signature	[redacted]

*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

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New Jersey RCFL (NJRCFL)

Evidence Receipt

Regional Computer Forensic Laboratory

1200 Negron Street, Hamilton NJ 08961

609-584-5051 FAX: 609-584-0182

Lab Number:

NJRCFL-05-58

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Evidence Details

Total number of evidence items processed on this receipt: 3

NJRCFL000365

Package / Container

NJRCFL000366

Manila Envelope

1 CD-R

NJRCFL000367

Property / Evidence Receipt

Date/Time	Released By	Received By
Date / Time	Name/Agency	Name/Agency
	Signature	

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*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

New Jersey RCFL (NJRCFL)

Evidence Receipt

Regional Computer Forensic Laboratory

1200 Negron Street, Hamilton NJ 08961

609-584-5051 FAX: 609-584-0182

Lab Number:

NJRCFL-05-60

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Evidence Details

Total number of evidence items processed on this receipt: 3

NJRCFL000238

Media Container

Brown envelope

2 Floppy Disk

NJRCFL000239, NJRCFL000240

Property / Evidence Receipt

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*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

New Jersey RCFL (NJRCFL)

Evidence Receipt

Regional Computer Forensic Laboratory
1200 Negron Street, Hamilton NJ 08961
609-584-5051 FAX: 609-584-0182

Lab Number:
NJRCFL-05-59

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 2

NJRCFL000241

Media Container

Brown envelope

1 Floppy Disk
NJRCFL000242

Property / Evidence Receipt

Date/Time	Released By	Received By
Date / Time 01/12/2005 08:44 AM	<input type="text"/>	Name/Agency SA <input type="text"/>
Signature	<input type="text"/>	Signature

b6
b7C

*Indicates the Witness acted as an Evidence Technician.

United States District Court

NEW JERSEY

DISTRICT OF _____

TO:

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE	UNITED STATES DISTRICT COURT U.S. POST OFFICE & COURTHOUSE FEDERAL SQUARE NEWARK, NEW JERSEY 07102	ROOM	481-483 GRAND JURY	b3 b6 b7C b7E
		DATE AND TIME	<div></div>	

YOU ARE ALSO COMMANDED to bring with the following document(s) or object(s):

☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK	WILLIAM T. WALSH	DATE	2/23/05	b6 b7C
(BY) DEPUTY	<div></div>			
This subpoena is in application of the United States of America	CHRISTOPHER J. CHRISTIE UNITED STATES ATTORNEY	NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY	AUSA U.S. Attorney's Office 970 Broad Street, Rm. 702 Newark, New Jersey 07102	<div></div> 135

RETURN OF SERVICE ⁽¹⁾

RECEIVED BY SENDER	DATE 2/23/05	PLACE Newark, NJ
SERVED	DATE 2/25/05	PLACE

b3
b6
b7C

SERVED ON (NAME)	
------------------	--

SERVED BY	TITLE FBI Special Agent
-----------	----------------------------

STATEMENT OF SERVICES FEES

TRAVEL	SERVICES	TOTAL N/A
--------	----------	--------------

DECLARATION OF SERVER ⁽²⁾

I declare under penalty of perjury under laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

b6
b7C

Executed on 2/25/05
Date

Signature

Address of Server

11 Centre Place, Newark, NJ
07102

ADDITIONAL INFORMATION

(1) As to who may serve a subpoena and the manner of its service see Rule 17 (d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil procedure.
(2) *Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45 (c), Federal Rules of Civil Procedure; Rule 17 (d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rule 17(b) Federal Rules of Criminal Procedure)"

**WARNING THAT CRIMINAL AND CIVIL PENALTIES
MAY BE INCURRED FOR DISCLOSURE OF INFORMATION
REGARDING THE ATTACHED GRAND JURY SUBPOENA**

The attached Grand Jury subpoena is being served on your institution in connection with a Grand Jury investigation relating to either:

- a possible violation of, or conspiracy to violate, Section 215, 656, 657, 1005, 1006, 1007, 1014, 1344, 1956 or 1957 of Title 18, United States Code or Chapter 53 of Title 31, United States Code; or*
- a possible violation of, or conspiracy to violate, Section 1341 or 1343 of Title 18, United States Code, affecting a financial institution.*

Under Title 18, United States Code, Section 1510(b), it is a criminal violation for any officer, director, partner, employee, agent, or attorney of your institution to give any notice, whether direct or indirect, of the existence or contents of this subpoena, or of information furnished to the Grand Jury in response to the subpoena, to either any customer whose records are sought by the subpoena or any other person named in the subpoena. The giving of such notice would, in addition, violate the Right to Financial Privacy Act, Title 12, United States Code, Section 3420(b), and could subject your institution to civil and administrative sanctions pursuant to that Act.

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 3/6/05
Date Loaded 3/11/05
Data Loader's Initials [Signature]b6
b7C
b7EAccomplishment involves:
(check all that apply)

- Drugs ☐
 A Fugitive ☐
 Bankruptcy Fraud ☐
 Computer Fraud/Abuse ☐
 Corruption of Public Officials ☐
 Money Laundering ☐
 Sub Invest Asst by FO (s) ☐

Asst. FO(s)
A, B, C, D

Task Force

File Number

194A-NK-109145

Stat Agent Soc. Sec. No.

Stat Agent Name

RA

Squad

C-8

Assisting Agents Soc. Sec. No. X

1.

Name:

2.

Name:

Investigative Assistance or Technique Used

1-Used, but did not help

2 -Helped, minimally

3 - Helped, substantially

4 - Absolutely essential

For Sub. Invest. Asst. by other FO (s) Indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			
		Legats Asst.			Swat Team			Butte - ITC			
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			
		Int/CW Info			Phone Toll Rec			Poc - ITC			

A. Complaint / Information / Indictment

☐ Federal ☐ Local ☐ InternationalComplaint Date: Check if Civil Rico Complaint ☐Information Date: Indictment Date:

B. Locate/ Arrest

☐ Federal ☐ Local ☐ InternationalSubject Priority: ☐ A ☐ B ☐ CLocate Date: Arrest Date: ☐ Subject Resisted Arrest☐ Subject Arrested was ArmedC. Summons Date: ☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ InternationalRecovery Date: Code ✓ Amount \$ Code ✓ Amount \$ Restitution Date: ☐ Court Ordered ☐ Pretrial DiversionCode ✓ Amount \$ PELP Date: Code ✓ Amount \$ E. Hostage(s) Released Date: Released by: ☐ Terrorist ☐ OtherNumber of Hostages: Child Located Date:

F. Conviction

☐ Federal ☐ Local ☐ InternationalConviction Date: Subject Description Code: • () •

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor☐ Plea or ☐ TrialState: Judicial District:

G. U.S. Code Violation

Required for sections A,B,F,and J

(Federal Only)

Title Section # Counts

 H. Sentence Date: 3/4/2005Sentence Type: JS •In Jail: Years 2 Months Suspended: Years Months Probation: Years Months Fines: \$ 40,000.00

I. Disruption/Dismantlement:

Disruption Date: Dismantlement Date:

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date:

Also Complete "Section G"

Other Civil Matters Date: Judgment •Judicial Outcome • xAmount \$ Suspension: Years Months K. Administrative Sanction Date: Subject Description Code •Type: Length: ☐ Suspension ☐ Permanent☐ Debarment or☐ Injunction Year Months L. Asset Seizure Date: Asset Forfeiture Date: CATS # Mandatory

Check one of the three:

☐ Asset Forfeiture - Administrative☐ Asset Forfeiture - Civil Judicial☐ Asset Forfeiture - Criminal

Do not indicate \$ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date: Dismissal Date: Pretrial Diversion Date:

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
<u>CHARLES KUSHNER</u>	<u>W</u>	<u>M</u>	<u> </u>	<u> </u>

For Indictments/Convictions only:

- ☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group
 Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate. b6
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - b7C
 Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over \$1m and PELP over \$5m.

Serial No. of FD-515

136

03/16/2005

***** SENTENCING *****

~~SENSITIVE~~/ UNCLASSIFIEDCase Number: 194A-NK-109145
Serial No.:Stat Agent Name:
Stat Agent SOC.:Report Date: 03/16/2005
Accom Date.: 03/04/2005b6
b7C
b7E

Does Accomplishment Involve

Drugs : N
A Fugitive. : N
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: Y
Money Laundering. : N

Assisting Agents SOC

Subject Name

KUSHNER, CHARLES, A

RA	Squad	Task Force
----	----	-----
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UCO-GROUP I	FT. MON-NRSC
AIRCRAFT ASST	LAB FIELD SUP	UCO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	UCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTEL	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	ASSET FORF PRO
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	FORF SUPPORT P
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

Type of Sentence . . . : JS
Date of Sentencing . . : 03/04/2005
Federal, Local, or International (F/L/I): F

Year	Month
----	-----

Time in Jail. . : 2
Time Suspended.:
Probation Time.:
Total Fines. . :\$ 40000

Accomplishment Narrative

~~SENSITIVE~~/ UNCLASSIFIED

To: Executive Secretariat Unit, Room [redacted]

Date: 03/09/2005

From: SAC, Newark

Approved By: SSA [redacted]

Drafted By: SA [redacted]
(Phone number) [redacted]Case ID: 194A-NK-109145
(if appropriate)b6
b7C
b7E**REQUEST FOR CERTIFICATE OR LETTER FROM DIRECTOR** (Not both)(NOTE: This form is NOT to be used for contract employees or ~~FBI employees~~ for more information on recognizing contractors and FBI employees, contact PRAU, ASD, on [redacted])

LETTERS: Phone inquiries [redacted] Fax [redacted]

Reason for letter: ☒ Provided assistance to FBI ☐ Illness/Death
(check one) ☐ Retirement/Reassignment/Resignation ☐ Promotion/Appointment/Award ☐ Other

Letters of appreciation to individuals who provide assistance to the FBI may be prepared one of two ways: (1) sent directly to person being commended, with copy sent separately to superior (if desired), or (2) sent to superior of person being commended, with extra letterhead copy included for the person being commended. Full addresses should be provided for those receiving letters or copies. Set forth justification and details on separate page. Include (1) brief description of case; (2) accomplishments, i.e. arrests/convictions/seizures; and (3) specific contributions of person being commended. If letter is being presented by FBI representative, check the box below and provide name and full address if not being sent directly to a field office.

Letter should be addressed to:
(list additional requests on
separate page)
(Legats--provide proper
salutation)

Designate copy for superior,
if desired:
(provide full address)

Person(s) being commended:
(if letter goes to superior)

- ☐ Letter will be presented by FBI representative, as set forth on separate page.
☐ Deadline for receipt, if any: _____

CERTIFICATES: Phone inquiries [redacted] Fax [redacted]

b6
b7C
b7E

Provide BRIEF JUSTIFICATION for request and additional names on separate page. Certificates contain approved language which cannot be altered, are usually processed within 5 days, and are mailed to the field office or Resident Agency for presentation. They are encased in a leatherette holder or a cardboard holder when numerous certificates are requested. Both holders contain an embossed gold seal.

Type of Certificate: (Check one)

<input type="checkbox"/> 1. Federal Prosecutor	<input type="checkbox"/> 3a. Joint Investigation	<input type="checkbox"/> 7. Retirement
<input checked="" type="checkbox"/> 1a. Federal Prosecutor	<input type="checkbox"/> 4. Joint Task Force	<input type="checkbox"/> 8. Foreign Assistance
<input type="checkbox"/> 2. General Support	<input type="checkbox"/> 4a. Joint Task Force	<input type="checkbox"/> 9. Local Prosecutor
<input type="checkbox"/> 2a. General Support	<input type="checkbox"/> 5. Task Force Investigation	<input type="checkbox"/> 10. Eagle Scout/Gold Award
<input type="checkbox"/> 3. Joint Investigation	<input type="checkbox"/> 6. General Exceptional Service	<input type="checkbox"/> 11. International Terrorism Assistance

Name on Certificate: See attached Page

(include rank or title; name of agency/department; and information necessary to complete text of certificate)

Month/Year on Certificate: March 2005

Deadline for receipt, if any: _____

Send to for presentation: SA [redacted] Squad C-8,
(Name and field office or RA) Newark Division

194A-NK-109145

SA [REDACTED]

Newark Division

March 9, 2005

b6
b7c

United States v. Charles Kushner

First Assistant United States Attorney [REDACTED]

Assistant United States Attorney [REDACTED]

Assistant United States Attorney [REDACTED]

All of the prosecutors are from the **United States Attorney's Office, District of New Jersey**

All three were key to the prosecution of Charles Kushner for violating federal election laws, federal income tax violations and witness retaliation/obstruction of justice. This investigation lasted over two years and involved a number of very complex legal issues and situations. All three prosecutors excelled in assisting the investigation and in presenting the case in front of a federal grand jury and other legal arguments in federal court.



FBI FACSIMILE

COVER SHEET

PRECEDENCE

- ☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

- ☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: _____

Sender's Initials: _____

 Number of Pages: 3
 (including cover sheet)

To: _____

Executive Secretariat Unit
 Name of Office

Date: _____

3/9/05

Facsimile Number: _____

Attn: _____

Name

Room

Telephone

From: FBI - Newark Division

Name of Office

Subject: _____

Request for 3 Fed. Prosecutor Certificates
- 1 Certificate for each AUSA listed
on attached page

Special Handling Instructions: _____

Originator's Name: SA _____

Telephone: _____

Originator's Facsimile Number: _____

Approved: _____

Brief Description of Communication Faxed: _____

WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.U.S.C. § 641). Please notify the originator or the local FBI Office immediately to arrange for proper disposition.

b7E

 b6
 b7C
 b7E



FBI FACSIMILE COVER SHEET

PRECEDENCE

- ☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

- ☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: _____

Sender's Initials: _____

 Number of Pages: 3
 (including cover sheet)

To: _____

Name of Office

Date: 3/15/05
 b3
 b6
 b7C

Facsimile Number: _____

Attn: _____

Name

Room

Telephone

From: FBI - Newark Division

Subject: _____

e

Subpoenaon pages 2 and 3 ofFax
 b3
 b6
 b7C
 b7E

Special Handling Instructions: _____

Originator's Name: SA _____

Telephone: _____

Originator's Facsimile Number: _____

Approved: _____

Brief Description of Communication Faxed: _____

 b6
 b7C
WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.U.S.C. § 641). Please notify the originator or the local FBI Office immediately to arrange for proper disposition.

194A-NIC-109145

Accomplishment Report

Rev. 8-1-00)

Squad supervisor approval
(please Initial)

(Accomplishment must be reported and loaded into ISRAA
within 30 days from date of accomplishment)

Date Prepared 8/19/04

Date Loaded 10/5/04

Data Loader's Initials

b6

b7C

b7E

Accomplishment involves:
(check all that apply)

- Drugs ☐
A Fugitive ☐
Bankruptcy Fraud ☐
Computer Fraud/Abuse ☐
Corruption of Public Officials ☒
Money Laundering ☐
Sub Invest Asst by FO (s) ☐

Asst. FO(s) AL
A, B, C, D

Task Force

File Number

194A - NK - 109145

Stat Agent Soc. Sec. No.

Stat Agent Name

RA

Squad

C-8

Investigative Assistance or Technique Used

1-Used, but did not help

2 -Helped, minimally

3 - Helped, substantially

4 - Absolutely essential

For Sub. Invest. Asst. by other FO (s) Indicate A,B,C,D for corresponding FO

Rate FO	IAT	Rate FO	IAT	Rate FO	IAT	Rate FO	IAT
Fin. Analyst		Lab. Div. Exam		JCO - Group I		Ft. Mon. - ITC	
Aircraft Asst.		Lab. Field Sup		JCO - Group II		For. Lang Asst.	
Computer		Pen Registers		JCO - Nat. Back		Non FBI Lab Ex	
Consen Mon.		Photo Cover.		NCAVC / VI - CAP		Viol-Witn Coor	
Elsur / FISC		Polygraph		Crim/NS Intel Asst		O Wanted Flyer	
Elsur / T. III		Search Warrant		Crisis Neg. - Fed.		SARs	
Eng. Field Spl		Show Money		Crisis Neg. - Local		CART	
Eng. Tape Ex		SOG Asst.		ERT Asst.			
Legats Asst.		Swat Team		Butte - ITC			
Evid Purchase		Tech. Ag/Equip		Sav - ITC			
Int/CW Info		Phone Toll Rec		Poc - ITC			

A. Complaint / Information / Indictment

☒ Federal ☐ Local ☐ International

Complaint Date: _____

Check if Civil Rico Complaint ☐

Information Date: 8/18/04

Indictment Date: _____

B. Locate/ Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date: _____

Arrest Date: _____

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date:

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: _____

Code * ☒ Amount \$ _____

Code * ☒ Amount \$ _____

Restitution Date: _____

☐ Court Ordered ☐ Pretrial Diversion

Code * ☒ Amount \$ _____

PELP Date: _____

Code * ☒ Amount \$ _____

E. Hostage(s) Released Date:

Released by: ☐ Terrorist ☐ Other

Number of Hostages: _____

Child Located Date: _____

F. Conviction

☒ Federal ☐ Local ☐ International

Conviction Date: 8/18/04

Subject Description Code: _____

For 6F, G, H-Include Agency Code

☒ Felony or ☐ Misdemeanor

☒ Plea or ☐ Trial

State: NJ Judicial District: New Jersey

G. U.S. Code Violation

Required for sections A,B,F,and J
(Federal Only)

Title Section # Counts

18 1513(e) 1

18 1001 1

28 7206(2) 16

H. Sentence Date:

Sentence Type: _____

In Jail: Years _____ Months _____

Suspended: Years _____ Months _____

Probation: Years _____ Months _____

Fines: \$ _____

I. Disruption/Dismantlement:

Disruption Date: _____

Dismantlement Date: _____

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date:

Also Complete "Section G"

Other Civil Matters Date: _____

Judgment _____

Judicial Outcome _____

Amount \$ _____

Suspension: Years _____ Months _____

K. Administrative Sanction Date:

Subject Description Code _____

Type: _____ Length: _____

☐ Suspension ☐ Permanent

☐ Debarment or

☐ Injunction Year _____ Months _____

L. Asset Seizure Date:

Asset Forfeiture Date: _____

CATS # Mandatory _____

Check one of the three:

☐ Asset Forfeiture - Administrative

☐ Asset Forfeiture - Civil Judicial

☐ Asset Forfeiture - Criminal

Do not indicate \$ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date: _____

Dismissal Date: _____

Pretrial Diversion Date: _____

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

Name	Race *	Sex	Date of Birth	Social Security No. (if available)
<u>CHARLES KUSHNER</u>	<u>W</u>	<u>M</u>		

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian-Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

* See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over \$1m and PELP over \$5m.

Serial No. of FD-515

141

10/05/2004

***** INFORMATION *****

~~SENSITIVE~~ / UNCLASSIFIEDCase Number: 194A-NK-109145
Serial No.:Stat Agent Name:
Stat Agent SOC.: Report Date: 10/05/2004
Accom Date.: 08/18/2004b6
b7C
b7E

Does Accomplishment Involve

 Drugs : N
 A Fugitive. : N
 Bankruptcy Fraud. : N
 Computer Fraud/Abuse. : N
 Corruption of Public Officials: Y
 Money Laundering. : N

Subject Name

KUSHNER, CHARLES, A

RA	Squad	Task Force
----	----	-----
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
 2 = Helped, Minimally
 3 = Helped, Substantially
 4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UCO-GROUP I	FT. MON-NRCSC
AIRCRAFT ASST	LAB FIELD SUP	UCO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	UCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTEL	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	ASSET FORF PRO
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	FORF SUPPORT P
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

Information is for Federal, Local, or International (F/L/I)....: F
 Serial Number of Information.....:

United States Code Violation

Title	Section	Counts
18	1513	1
18	1001	1
26	7206	16

Accomplishment Narrative

INADVERTENTLY MISPLACED

~~SENSITIVE~~ / UNCLASSIFIED

10/05/2004

***** CONVICTION *****

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name:
Stat Agent SOC.:

Report Date: 10/05/2004
Accom Date.: 08/18/2004

b6
b7C
b7E

Does Accomplishment Involve

Drugs : N
A Fugitive. : N
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: Y
Money Laundering. : N

Subject Name

KUSHNER, CHARLES, A

RA Squad Task Force
--- --- ---
HQ C8

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UJO-GROUP I	FT. MON-NRSC
AIRCRAFT ASST	LAB FIELD SUP	UJO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	UJO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTEL	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	ASSET FORF PRO
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	FORF SUPPORT P
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRSC	

Date of Conviction (MM/DD/YYYY) : 08/18/2004

b7E

Federal, Local, or International (F/L/I) : F
Felony or Misdemeanor (F/M) : F

Plea or Trial (P/T) : P
Judicial State. : NJ
Judicial District : NJ

U. S. Code Violation(s)

Title	Section	Counts
18	1513E	1
18	1001	1
26	7206	16

Form FD-515a:
Subject's Role =

Accomplishment Narrative

INADVERTENTLY MISPLACED

FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each individual whose arrest fingerprints have been forwarded to the FBI Criminal Justice Information Services Division without final disposition noted thereon. If no final disposition is available to arresting agency, complete left side and forward the form when case referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: FBI, CJIS Division, Clarksburg, WV 26306.

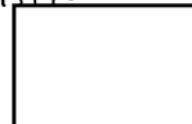
(See instructions on reverse side)

FBI No. [Redacted]		Final Disposition & Date (If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)	
Name on Fingerprint Card Submitted to FBI Last First Middle Kushner, Charles		24 months in prison \$40,000 fine	
Date of Birth [Redacted] Sex M			
Henry Fingerprint Classification [Redacted]			
From FBI 1-B Response			
State Bureau No. (SID)	Social Security No. (SOC)	This Form Submitted By: (Name, Title, Agency, ORI No., City & State)	
Contributor of Fingerprints (Include complete name and location of agency together with ORI number.) FBI - Newark Division 11 Centre Place, Newark, NJ 07102 NJFBINKOO		SAC Newark FBI Newark Division 11 Centre Place, Newark, NJ 07102 [Redacted] Date 4/1/05 FBI Special Agent	
Arrest No. (OCA)	Date Arrested or Received 07/13/2004	<input type="checkbox"/> COURT ORDERED EXPUNGEMENT: Certified or Authenticated Copy of Court Order Attached.	

Offenses Charged at Arrest

Title 18 Section 371
Title 18 Section 1503
Title 18 Section 1513 (e)

Sent to CJIS
4/1/05

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194A-NK-109145

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Crim. No. 05-
 :
 v. : 18 U.S.C. §§ 371, 1512 & 2
 : 26 U.S.C. §§ 7206(1), 7206(2)
 MARCI PLOTKIN :
 : I N D I C T M E N T

The Grand Jury in and for the District of New Jersey,
sitting at Newark, charges:

COUNT 1

Conspiracy to Impede and Impair the Functions of the IRS

Defendant and Entities

1. At all times relevant to this Indictment:

a. Defendant MARCI PLOTKIN, a resident of North Caldwell, New Jersey, was a certified public accountant and employed as a principal by an accounting firm (the "accounting firm") that specialized in servicing the real estate industry and was located in Roseland, New Jersey. Defendant MARCI PLOTKIN's duties as a principal included responsibility for the preparation and oversight of the preparation of tax returns for certain clients of the accounting firm.

b. There was a business entity which encompassed over one-hundred residential, office, hotel, and commercial real-estate partnerships, limited liability corporations and management companies (the "Real-Estate Partnerships), located

[COPY]

194A-NK-109145-145

primarily in the New Jersey/Tri-State area, controlled by Charles Kushner.

i. Partnership 1 owned a 1224-unit residential apartment development in Flanders, New Jersey.

ii. Partnership 2 owned a 666-unit residential apartment development in Elmwood Park, New Jersey.

iii. Partnership 3a, Partnership 3b and Partnership 3c collectively owned a 1032-unit residential apartment development in Plainsboro, New Jersey.

iv. Partnership 4 owned a business entity that, in turn, owned a 440-unit residential apartment development in Plainsboro, New Jersey.

v. Partnership 5 owned a 203-unit residential apartment development in Elizabeth, New Jersey.

vi. Partnership 6 owned a 162-unit residential apartment development in Mt. Arlington, New Jersey.

vii. One of the Real-Estate Partnerships operated as a property management company and collected a management fee from each of the Real-Estate Partnerships (the "Management Company").

c. Defendant MARCI PLOTKIN's primary clients at the accounting firm were the Real-Estate Partnerships.

The Conspiracy

2. From in or about at least 1997 to in or about April 2002, in Morris and Essex Counties, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

did knowingly and willfully combine, conspire, confederate, and agree with others to defraud the United States and the Internal Revenue Service ("IRS") of the United States Department of Treasury by impeding, impairing, obstructing, and defeating the lawful governmental functions of the IRS to ascertain, compute, assess, and collect income taxes.

Object of the Conspiracy

3. It was the object of the conspiracy that defendant MARCI PLOTKIN and others at the accounting firm and the Real-Estate Partnerships would subvert the function of the IRS to ascertain, compute, assess, and collect income taxes by fraudulently concealing from the IRS the true net income of the Real-Estate Partnerships through the overstatement of deductible business expenses and other means, and thereby cause the understatement of income reported by the Real-Estate Partnerships' partners. Defendant MARCI PLOTKIN and others prepared, signed, and submitted to the IRS partnership tax returns which: (a) mischaracterized charitable contributions made by the Real-Estate

Partnerships as deductible office expenses; (b) misreported gift and entertainment expenses ("G&E expenses") incurred by the Real-Estate Partnerships as fully deductible office expenses; (c) intentionally failed to depreciate capital and other depreciable expenses incurred by the Real-Estate Partnerships; (d) falsely claimed that expenses not incurred by, or related to the operation of, the Real-Estate Partnerships were fully deductible by the Real-Estate Partnerships as business expenses and (e) intentionally failed to recognize income to the Real-Estate Partnerships when accrued--but unpaid--interest on loans, which had previously been deducted as an expense, was forgiven.

Manner and Means of the Conspiracy

4. It was part of the conspiracy that defendant MARCI PLOTKIN and others at the accounting firm, acting as the Real Estate Partnerships' outside and independent accountants, with the approval of Charles Kushner and others at the Real-Estate Partnerships, prepared, supervised the preparation of, and signed the partnership tax returns for the Real-Estate Partnerships into which they had incorporated fraudulent and mischaracterized expenses, including (a) charitable contributions, G&E expenses, and depreciable expenses mischaracterized as current business expenses and (b) payments made from various Real-Estate Partnerships for expenses that were neither incurred by that

specific partnership nor related to its operation and therefore were not ordinary and necessary business expenses of the Real-Estate Partnerships.

5. It was a further part of the conspiracy that defendant MARCI PLOTKIN and others at the accounting firm, acting as the Real Estate Partnerships' outside and independent accountants, would fail to record as income to the Real Estate Partnerships unpaid, accrued interest from loans which were forgiven by the lender, despite the fact that this unpaid, accrued interest had previously been deducted as an expense.

6. It was a further part of the conspiracy that defendant MARCI PLOTKIN, with knowledge that the partnership tax returns for the Real-Estate Partnerships contained these material falsehoods, presented the returns to a representative of the Real-Estate Partnerships to be signed for the purpose of certifying that the returns were true and accurate.

7. It was a further part of the conspiracy that defendant MARCI PLOTKIN and others would forward the partnership tax returns to the Real-Estate Partnerships intending them to be filed with the IRS.

8. It was a further part of the conspiracy that to disguise the scheme and prevent detection by the IRS and certain partners of the Real-Estate Partnerships, defendant MARCI PLOTKIN omitted listing charitable contributions and the non-deductible portion

of G&E expenses on the IRS forms K-1 distributed at year end to the partners in the Real-Estate Partnerships.

9. It was further a part of the conspiracy that defendant MARCI PLOTKIN received from the Real-Estate Partnerships bonuses for herself and tuition payments for a dependant relative totaling approximately \$40,000 to \$150,000 per year, in addition to her full salary of approximately \$120,000 to \$160,000 per year from the accounting firm, for her work on the Real-Estate Partnerships' tax returns.

Overt Acts

10. In furtherance of the conspiracy and to effect its objects, the following overt acts were committed in the District of New Jersey and elsewhere:

a. 1998 Tax Return for Partnership 1

i. From in or about January 1999 to on or about April 14, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 1 tax return: (a) mischaracterizing approximately \$40,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$55,000 worth of G&E expenses as office expenses and (c) mischaracterizing approximately \$450,000 worth of capital improvements and depreciable items as ordinary business expenses.

b. 1999 Tax Return for Partnership 1

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 1 tax return: (a) mischaracterizing approximately \$90,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$45,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$90,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 1 as deductible expenses and (d) mischaracterizing approximately \$200,000 worth of capital improvements and depreciable items as ordinary business expenses.

c. 2000 Tax Return for Partnership 1

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 1 tax return: (a) mischaracterizing approximately \$65,000 worth of charitable contributions as office expenses; (b) mischaracterizing approximately \$25,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$10,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 1 as deductible expenses and (d) mischaracterizing approximately \$300,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 23, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 1 tax return as the return

preparer.

d. 1998 Tax Return for Partnership 2

i. From in or about January 1999 to on or about April 19, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 2 tax return: (a) mischaracterizing approximately \$50,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$20,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$20,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 2 as deductible expenses and (d) mischaracterizing approximately \$300,000 worth of capital improvements and depreciable items as ordinary business expenses.

e. 1999 Tax Return for Partnership 2

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 2 tax return: (a) mischaracterizing approximately \$100,000 worth of charitable contributions and tuition payments as office expenses; (b) mischaracterizing approximately \$30,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$70,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 2 as deductible expenses and (d) mischaracterizing approximately \$75,000 worth of capital improvements and depreciable items as ordinary business expenses.

f. 2000 Tax Return for Partnership 2

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 2 tax return: (a) mischaracterizing approximately \$210,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$35,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$25,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 2 as deductible expenses and (d) mischaracterizing approximately \$250,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 1, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 2 tax return as the return preparer.

g. 1998 Tax Return for Partnership 3a

i. In or about January 1999 to on or about April 17, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 3a tax returns: (a) mischaracterizing approximately \$20,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$2,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3a as deductible expenses and (d) mischaracterizing approximately

\$125,000 worth of capital improvements and depreciable items as ordinary business expenses.

h. 1999 Tax Return for Partnership 3a

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 3a tax returns: (a) mischaracterizing approximately \$45,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$20,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$60,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3a as deductible expenses and (d) mischaracterizing approximately \$140,000 worth of capital improvements and depreciable items as ordinary business expenses.

i. 2000 Tax Return for Partnership 3a

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 3a tax returns: (a) mischaracterizing approximately \$130,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$25,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$40,000

worth of expenses neither incurred by, nor related to the operation of, Partnership 3a as deductible expenses and (d) mischaracterizing approximately \$100,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 17, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 3a tax return as the return preparer.

j. 1998 Tax Return for Partnership 3b

i. In or about January 1999 to on or about April 17, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 3b tax returns: (a) mischaracterizing approximately \$25,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$3,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3b as deductible expenses and (d) mischaracterizing approximately \$150,000 worth of capital improvements and depreciable items as ordinary business expenses.

k. 1999 Tax Return for Partnership 3b

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 3b tax returns: (a) mischaracterizing approximately \$50,000 worth of charitable and political contributions and

tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$25,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$70,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3b as deductible expenses and (d) mischaracterizing approximately \$155,000 worth of capital improvements and depreciable items as ordinary business expenses.

1. 2000 Tax Return for Partnership 3b

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 3b tax returns: (a) mischaracterizing approximately \$150,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$30,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$45,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3b as deductible expenses and (d) mischaracterizing approximately \$125,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 17, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 3b tax return as the return preparer.

m. 1998 Tax Return for Partnership 3c

i. In or about January 1999 to on or about April 17, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 3c tax returns: (a) mischaracterizing approximately \$10,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$5,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$1,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3c as deductible expenses and (d) mischaracterizing approximately \$65,000 worth of capital improvements and depreciable items as ordinary business expenses.

n. 1999 Tax Return for Partnership 3c

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 3c tax returns: (a) mischaracterizing approximately \$24,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$30,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3c as deductible expenses and (d) mischaracterizing approximately \$70,000 worth of capital

improvements and depreciable items as ordinary business expenses.

o. 2000 Tax Return for Partnership 3c

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 3c tax returns: (a) mischaracterizing approximately \$65,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$20,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3c as deductible expenses and (d) mischaracterizing approximately \$55,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 17, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 3c tax return as the return preparer.

p. 1998 Tax Return for Partnership 4

i. From in or about January 1999 to on or about April 14, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 4 tax return: (a) mischaracterizing approximately \$1,000 worth of charitable contributions as office expenses; (b) mischaracterizing approximately \$10,000 worth of G&E expenses as office expenses

and (c) mischaracterizing approximately \$70,000 worth of capital improvements and depreciable items as ordinary business expenses.

q. 1999 Tax Return for Partnership 4

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 4 tax return: (a) mischaracterizing approximately \$40,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$7,500 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$20,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 4 as deductible expenses and (d) mischaracterizing approximately \$130,000 worth of capital improvements and depreciable items as ordinary business expenses.

r. 2000 Tax Return for Partnership 4

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 4 tax return: (a) mischaracterizing approximately \$130,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately \$10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately \$15,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 4 as deductible expenses and (d)

mischaracterizing approximately \$125,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 6, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 4 tax return as the return preparer.

s. 1998 Tax Return for Partnership 5

i. From in or about January 1999 to on or about April 14, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 5 tax return: (a) mischaracterizing approximately \$10,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately \$30,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 5 as deductible expenses and (c) mischaracterizing approximately \$125,000 worth of capital improvements and depreciable items as ordinary business expenses.

t. 1999 Tax Return for Partnership 5

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 5 tax return: (a) mischaracterizing approximately \$21,000 worth of charitable contributions as office expenses and (b) mischaracterizing approximately \$3,000 worth of G&E expenses as office expenses.

u. 2000 Tax Return for Partnership 5

i. In or about early 2001, defendant MARCI

PLOTKIN prepared and supervised the preparation of the 2000 Partnership 5 tax return: (a) mischaracterizing approximately \$7,000 worth of charitable contributions as office expenses and (b) mischaracterizing approximately \$5,000 worth of G&E expenses as office expenses.

ii. On or about March 1, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 5 tax return as the return preparer.

v. 2000 Tax Return for Partnership 6

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 6 tax return: (a) mischaracterizing approximately \$3,000 worth of G&E expenses as office expenses and (b) mischaracterizing approximately \$15,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 6 as deductible expenses.

ii. On or about March 6, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 6 tax return as the return preparer.

w. 2001 Tax Return for Partnership 6

i. In or about early 2002, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2001 Partnership 6 tax return: (a) mischaracterizing approximately \$4,000 worth of G&E expenses as office expenses; (b)

mischaracterizing approximately \$2,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 6 as deductible expenses and (c) mischaracterizing approximately \$575,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 14, 2002, defendant MARCI PLOTKIN signed the 2001 Partnership 6 tax return as the return preparer.

x. 2000 Tax Return for the Management Company

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Management Company tax return: (a) mischaracterizing approximately \$110,000 worth of charitable contributions as office expenses; (b) mischaracterizing approximately \$3,000 worth of G&E expenses as office expenses and (c) mischaracterizing approximately \$750 worth of expenses neither incurred by, nor related to the operation of, the Management Company as deductible expenses.

ii. On or about April 6, 2001, defendant MARCI PLOTKIN signed the 2000 Management Company tax return as the return preparer.

In violation of Title 18, United States Code, Section 371.

COUNTS 2-25

Aid and Assist in the Preparation of False Tax Returns

1. Paragraphs 1 and 3 to 10 of Count 1 are hereby incorporated and realleged as if fully set forth herein.

2. On or about the filing dates listed below, in Essex County, in the District of New Jersey and elsewhere, the defendant

MARCI PLOTKIN

did knowingly and willfully aid and assist in, and procure, counsel, and advise the preparation and presentation of U.S. Partnership Tax Returns, IRS Forms 1065, which were fraudulent and false as to material matters, as described in paragraphs 3 and 10 of Count 1:

COUNT	PARTNERSHIP	TAX YEAR	FILING DATE
2	Partnership 1	1998	April 14, 1999
3	Partnership 1	1999	April 16, 2000
4	Partnership 1	2000	April 15, 2001
5	Partnership 2	1998	April 19, 1999
6	Partnership 2	1999	April 13, 2000
7	Partnership 2	2000	April 2, 2001
8	Partnership 3a	1998	April 17, 1999
9	Partnership 3b	1998	April 17, 1999
10	Partnership 3c	1998	April 17, 1999
11	Partnership 3a	1999	April 13, 2000
12	Partnership 3b	1999	April 16, 2000
13	Partnership 3c	1999	April 13, 2000

14	Partnership 3a	2000	April 15, 2001
15	Partnership 3b	2000	April 15, 2001
16	Partnership 3c	2000	April 15, 2001
17	Partnership 4	1998	April 14, 1999
18	Partnership 4	1999	April 16, 2000
19	Partnership 4	2000	April 18, 2001
20	Partnership 5	1998	April 14, 1999
21	Partnership 5	1999	April 21, 2000
22	Partnership 5	2000	April 18, 2001
23	Partnership 6	2000	April 2, 2001
24	Partnership 6	2001	April 8, 2002
25	Management Company	2000	April 16, 2001

In violation of Title 26, United States Code, Section
7206(2).

COUNTS 26-29

Making and Subscribing False Personal Tax Returns

1. Paragraph 1(a) of Count 1 is hereby incorporated and realleged as if fully set forth herein.

2. From on or about September 16, 2000 to on or about December 5, 2003, defendant MARCI PLOTKIN signed and caused to be filed with the IRS U.S. Individual Income Tax Returns, Forms 1040 for the tax years 1999, 2000, 2001 and 2002.

3. Defendant MARCI PLOTKIN intentionally did not report additional taxable income on these Form 1040 tax returns. Specifically, defendant MARCI PLOTKIN failed to report gross income received in the form of private school tuition payments made on her behalf for the benefit of her dependent relative by various Real-Estate Partnerships in the following tax years in these approximate amounts:

TAX YEAR	UNREPORTED PRIVATE SCHOOL TUITION INCOME
1999	\$10,515
2000	\$13,536
2001	\$14,200
2002	\$15,600

4. Defendant MARCI PLOTKIN also falsely claimed Schedule C deductions for an accounting and tax preparation business in the following tax years in these approximate amounts:

TAX YEAR	APPROXIMATE AMOUNT OF FALSE DEDUCTIONS
1999	\$90,000
2000	\$130,000
2001	\$90,000
2002	\$80,000

5. Defendant MARCI PLOTKIN also intentionally omitted filling out and filing a Schedule H to reflect the salary paid to, and the employment taxes that should have been withheld from, household employees in the following tax years in these approximate amounts:

TAX YEAR	SALARY PAID TO HOUSEHOLD EMPLOYEES	EMPLOYMENT TAX DUE AND NOT REPORTED AND PAID
1999	\$22,350	\$3,420
2000	\$23,400	\$3,580
2001	\$23,400	\$3,580
2002	\$23,400	\$3,580

6. These Form 1040 tax returns contained written declarations that the returns were signed under the penalties of perjury.

7. On or about the dates listed below, in Essex County, in the District of New Jersey and elsewhere, defendant
MARCI PLOTKIN
knowingly and willfully did make and subscribe to the following

U.S. Individual Income Tax Returns, IRS Forms 1040, which she did not believe to be true and correct as to every material matter:

COUNT	TAX YEAR	FILING DATE	FALSE MATERIAL MATTERS
26	1999	September 16, 2000	Gross Income, Schedule C Deductions and Omission of Schedule H
27	2000	August 14, 2001	Gross Income, Schedule C Deductions and Omission of Schedule H
28	2001	November 8, 2002	Gross Income, Schedule C Deductions and Omission of Schedule H
29	2002	December 5, 2003	Gross Income, Schedule C Deductions and Omission of Schedule H

In violation of Title 26, United States Code, Section 7206(1).

COUNT 30

Obstruction of Justice

1. Paragraph 1(a) of Count 1 is hereby incorporated and realleged as if fully set forth herein.

2. In or about February 25, 2003, the accounting firm was served with federal grand jury subpoenas requiring production of documents related to a grand jury investigation.

3. Defendant MARCI PLOTKIN, as a document custodian for the accounting firm, intentionally did not produce documents known by her to be in the possession of the accounting firm and responsive to the subpoenas to the grand jury.

4. In or about December 2003, federal agents executing a search warrant at the accounting firm recovered documents responsive to the subpoenas to the grand jury in, and in the vicinity of, the office of defendant MARCI PLOTKIN that had not been produced to the grand jury.

5. From on or about February 25, 2003 to in or about December 2003, in Essex County, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

did knowingly, willfully and corruptly conceal a record, document, and other object, and attempt to do so, with the intent to impair the object's integrity and availability for use in an official proceeding--namely the grand jury investigation--and

otherwise obstruct, influence, and impede the grand jury investigation, and attempt to do so.

In violation of Title 18, United States Code, Sections 1512(c)(1), 1512 (c)(2) and 2.

COUNT 31

Obstruction of Justice

1. Paragraph 1(a) of Count 1 is hereby incorporated and realleged as if fully set forth herein.

2. In or about February 26, 2003, defendant MARCI PLOTKIN through her representative was served with a federal grand jury subpoena requiring production of documents related to a grand jury investigation.

3. Defendant MARCI PLOTKIN intentionally did not produce documents known by her to be in her possession and responsive to the subpoenas to the grand jury.

4. In or about December 2003, federal agents executing a search warrant at the residence of defendant MARCI PLOTKIN recovered documents responsive to the subpoena to the grand jury that had not been produced to the grand jury.


5. From on or about February 26, 2003 to in or about December 2003, in Essex County, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

did knowingly, willfully and corruptly conceal a record, document, and other object, and attempt to do so, with the intent to impair the object's integrity and availability for use in an official proceeding--namely the grand jury investigation--and otherwise obstruct, influence, and impede the grand jury

investigation, and attempt to do so.

In violation of Title 18, United States Code, Sections
1512(c)(1), 1512(c)(2) and 2.

A large, stylized handwritten signature in black ink, appearing to read 'Chris Christie', is written over a horizontal line.

CHRISTOPHER J. CHRISTIE
United States Attorney

FOREPERSON

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

MARCI PLOTKIN

INDICTMENT FOR

18 U.S.C. §§ 371, 1512 & 2
26 U.S.C. §§ 7206(1), 7206(2)

A True Bill,

Foreperson

CHRISTOPHER J. CHRISTIE
U.S. ATTORNEY
NEWARK, NEW JERSEY

SCOTT A. RESNIK
ASSISTANT U.S. ATTORNEY
973-645-2737
THOMAS J. EICHER
ASSISTANT U.S. ATTORNEY
973-353-6092

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 2/11/05

Date Loaded 2/16/05

Data Loader's Initials

b6

b7C

b7E

Accomplishment involves:
(check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) _____
A, B, C, D

Task Force

File Number

194A-NK-109145

Stat Agent Soc. Sec. No.

Stat Agent Name

RA

Squad

Assisting Agents Soc. Sec. No. X

1.

Name:

2.

Name:

Investigative Assistance or Technique Used

1-Used, but did not help

2-Helped, minimally

3-Helped, substantially

4-Absolutely essential

For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			
		Legats Asst.			Swat Team			Butte - ITC			
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			
		Int/CW Info			Phone Toll Rec			Poc - ITC			

A. Complaint / Information / Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: _____

Check if Civil Rico Complaint ☐

Information Date: _____

Indictment Date: _____

B. Locate/ Arrest

☐ Federal ☐ Local ☐ InternationalSubject Priority: ☐ A ☐ B ☐ C

Locate Date: _____

Arrest Date: _____

☐ Subject Resisted Arrest☐ Subject Arrested was Armed

C. Summons Date: _____

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☒ Federal ☐ Local ☐ International

Recovery Date: 2/10/05

Code: 01 ✓ Amount \$12,500,000

Code: _____ ✓ Amount \$ _____

Restitution Date: _____

☐ Court Ordered ☐ Pretrial Diversion

Code: _____ ✓ Amount \$ _____

PELP Date: _____

Code: _____ ✓ Amount \$ _____

E. Hostage(s) Released Date: _____

Released by: ☐ Terrorist ☐ Other

Number of Hostages: _____

Child Located Date: _____

F. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: _____

Subject Description Code: _____ (____) _____

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor☐ Plea or ☐ Trial

State: _____ Judicial District: _____

G. U.S. Code Violation

Required for sections A,B,F,and J

(Federal Only)

Title Section # Counts

H. Sentence Date: _____

Sentence Type: _____

In Jail: Years _____ Months _____

Suspended: Years _____ Months _____

Probation: Years _____ Months _____

Fines: \$ _____

I. Disruption/Dismantlement:

Disruption Date: _____

Dismantlement Date: _____

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: _____

Also Complete "Section G"

Other Civil Matters Date: _____

Judgment _____

Judicial Outcome _____ X

Amount \$ _____

Suspension: Years _____ Months _____

K. Administrative Sanction Date: _____

Subject Description Code _____

Type: _____ Length: _____

☐ Suspension ☐ Permanent☐ Debarment or☐ Injunction Year _____ Months _____

L. Asset Seizure Date: _____

Asset Forfeiture Date: _____

CATS # Mandatory _____

Check one of the three:

☐ Asset Forfeiture - Administrative☐ Asset Forfeiture - Civil Judicial☐ Asset Forfeiture - Criminal

Do not indicate \$ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date: _____

Dismissal Date: _____

Pretrial Diversion Date: _____

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

b6

b7C

Name	Race	Sex	Date of Birth	Social Security No. (if available)
CHARLES KUSHNER	W	M		

For Indictments/Convictions only:

- ☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
- ☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

X Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over \$1m and PELP over \$5m.

Serial No. of FD-515

147

02/16/2005

***** RECOVERY *****

~~SENSITIVE~~ / UNCLASSIFIEDCase Number: 194A-NK-109145
Serial No.:Stat Agent Name:
Stat Agent SOC.:Report Date: 02/16/2005
Accom Date.: 02/10/2005b6
b7C
b7E

Does Accomplishment Involve

Drugs : N
A Fugitive. : N
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: N
Money Laundering. : N

Assisting Agents SOC

Subject Name

RA Squad Task Force

HQ C8

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UCO-GROUP I	FT. MON-NRCSC
AIRCRAFT ASST	LAB FIELD SUP	UCO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	UCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTEL	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	ASSET FORF PRO
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	FORF SUPPORT P
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

Recovery is for Federal, Local, or International (F/L/I)..: F

Property Recovered

CODE	AMOUNT	CODE	AMOUNT
01	12500		

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 4/13/05Date Loaded 4-21-05Data Loader's Initials [Signature]b6
b7C
b7ESquad supervisor approval
(please initial)

Accomplishment involves:
(check all that apply)

Drugs ☐

A Fugitive ☐

Bankruptcy Fraud ☐

Computer Fraud/Abuse ☐

Corruption of Public Officials ☐

Money Laundering ☐

Sub Invest Asst by FO (s) ☐

File Number
194A-NIC-109145Stat Agent Soc. Sec. No.
[Blank]Stat Agent Name
[Blank]RA — Squad C-8Asst. FO(s) — — —
A, B, C, D

Task Force

[Blank]

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	Fin. Analyst			Lab. Div. Exam			UCO - Group I			Fl. Mon.- ITC	
	Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.	
	Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex	
	Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coor	
	Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer	
	Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs	
	Eng. Field Spt			Show Money			Crisis Neg. - Local			CART	
	Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog	
	Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj	
	Evid Purchase			Tech. Ag/Equip			Sav - ITC				
	Inf/CW Info			Phone Toll Rec			Poc - ITC				

A. Complaint / Information / Indictment

☒ Federal ☐ Local ☐ InternationalComplaint Date: 4/11/05Check if Civil Rico Complaint ☐Information Date: 4/11/05Indictment Date: 4/11/05

B. Locate/ Arrest

☒ Federal ☐ Local ☐ InternationalSubject Priority: ☐ A ☐ B ☒ CLocate Date: 4/12/05Arrest Date: 4/12/05☐ Subject Resisted Arrest☐ Subject Arrested was Armed

C. Summons Date:

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ InternationalRecovery Date: 4/12/05Code — Amount \$ —Code — Amount \$ —Restitution Date: 4/12/05☐ Court Ordered ☐ Pretrial DiversionCode — Amount \$ —PELP Date: 4/12/05Code — Amount \$ —

E. Hostage(s) Released Date:

Released by: ☐ Terrorist ☐ OtherNumber of Hostages: —

F. Conviction

☐ Federal ☐ Local ☐ InternationalConviction Date: 4/11/05Subject Description Code: — ()

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor☐ Plea or ☐ TrialState: — Judicial District: —

G. U.S. Code Violation

Required for sections A,B,F, and J

(Federal Only)

Title	Section	# Counts
<u>18</u>	<u>371</u>	<u>1</u>
<u>18</u>	<u>1503</u>	<u>2</u>
<u>26</u>	<u>7201</u>	<u>24</u>
<u>26</u>	<u>7206(2)</u>	<u>4</u>

H. Sentence Date:

Sentence Type: —In Jail: Years — Months —Suspended: Years — Months —Probation: Years — Months —Fines: \$ —I. Disruption/Dismantlement: ☒Disruption Date: 4/12/05Dismantlement Date: 4/12/05

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date:

Also Complete "Section G"

Other Civil Matters Date: 4/11/05Judgment —Judicial Outcome — *xAmount \$ —Suspension: Years — Months —

K. Administrative Sanction Date:

Subject Description Code —Type: — Length: —☐ Suspension ☐ Permanent☐ Debarment or☐ Injunction Year — Months —

L. Asset Seizure Date:

Asset Forfeiture Date: 4/12/05CATS # Mandatory —

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate \$ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion

(circle one) Date: 4/12/05N. Drug Seizures ☒ Date:Drug Code —Weight — Code —FDIN —

Do not indicate \$ value in Section D

O. Child Victim Information

Child located/identified Date: 4/12/05☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name [Signature] Race — Sex — Date of Birth — Social Security No. (if available) —

For Indictments/Convictions only.

- ☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
- ☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over \$1m and PELP over \$5, disruption, dismantlement, and drug seizures.

Serial No. of FD-515

148b6
b7C

04/21/2005

***** INDICTMENT *****

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145

Stat Agent Name: [REDACTED]

Report Date: 04/21/2005

Serial No.:

Stat Agent SOC: [REDACTED]

Accom Date.: 04/11/2005

b6
b7C
b7E

Does Accomplishment Involve

Drugs : N
A Fugitive. : N
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: N
Money Laundering. : N

Subject Name

RA Squad Task Force

HQ C8

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	JCO-GROUP I	FT. MON-NRSC
AIRCRAFT ASST	LAB FIELD SUP	JCO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	JCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTE	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	ASSET FORF PRO
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	FORF SUPPORT P
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:

Subject's Role =

Title	Section	Counts
18	371	1
18	1503	2
26	7201	24
26	72062	4

Subject's Criminal Activity :

If Other, Specify. . . . :

Business Influenced/Affected:

If Other, Specify.:

If NON-LCN Member or Associate (M/A):

Name of NON-LCN Criminal Group. . . . :

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:

If Other, Specify. :

If La Cosa Nostra (LCN) Member or Asso (M/A):

Name of LCN Organized Crime Group (OCG):

Position in LCN OCG:

Name of Union:

Union Affiliation:

If Other, Specify:

04/21/2005

***** ARREST *****

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145

Stat Agent Name:

Report Date: 04/21/2005

Serial No.:

Stat Agent SOC.:

Accom Date.: 04/12/2005

b6
b7C
b7E

Does Accomplishment Involve

Drugs : N
 A Fugitive. : N
 Bankruptcy Fraud. : N
 Computer Fraud/Abuse. : N
 Corruption of Public Officials: N
 Money Laundering. : N

Subject Name

RA	Squad	Task Force
----	----	-----
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
 2 = Helped, Minimally
 3 = Helped, Substantially
 4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	JCO-GROUP I	FT. MON-NRCSC
AIRCRAFT ASST	LAB FIELD SUP	JCO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	JCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTE	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	ASSET FORF PRO
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	FORF SUPPORT P
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

Arrest is for Federal, Local, or International (F/L/I).. : F
 Arrest Subject Priority (A/B/C)..... : C
 Did Subject Resist (Y/N)..... : N
 Was Subject Armed (Y/N)..... : N

United States Code Violation

Title	Section	Count
18	371	1
18	1503	2
26	7201	24
26	72062	4

Accomplishment Narrative

Date 6/23/05

☐ Birth ☐ Credit ☒ Criminal ☐ Death ☐ INS ☐ Marriage* ☐ Motor Vehicle ☐ Other _____

To NCIC Buded 6/23/05
Ret [Redacted] C-8 File number 144A-NK-10945-149 b6
Name and address of subject, applicant, or employee, and spouse b7C

Addresses
Residence _____
Business _____
Former _____

*Date and place of marriage
(if applicable) _____

Race	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Age	Height	Weight	Hair	Eyes
Birth d <u>[Redacted]</u>	Birthplace _____					
Arrest Number _____	Fingerprint classification _____	Criminal specialty _____				

 b6
b7C

Social Security Number [Redacted] Drivers License Number _____
☐ D/L Photo ☐ Other

Specific information desired _____

Results of check _____

144A-NK-10945

NCIC-78855 06/23/05 1140

7L01924P
NJFBINK00

8

THIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR
INQUIRY ON NAME [REDACTED] RAC/U DOB [REDACTED] PUR/C
NAME [REDACTED] FBI NO [REDACTED] INQUIRY DATE

2005/06/23

SEX RACE BIRTH DATE HEIGHT WEIGHT EYES HAIR BIRTH PLACE

PHOTO
Y

FINGERPRINT CLASS

PATTERN CLASS

OTHER SCARS-MARKS-

BIRTH DATES TATTOOS SOCIAL SECURITY

IDENTIFICATION DATA UPDATED 2005/04/12

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
FOLLOWING:

FBI

- FBI [REDACTED]

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION
INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END

b6
b7C

b6
b7C

NAME SEARCH

REQUESTED:

DOB:

FOUND: NO EXACT MATCHES

b6
b7c

MESSAGE: 3B-I END OF SEARCH

ENTER-SELECT, PF1-RETURN, PF3-SSN SEARCH, PF5-GMS0, PF6-FIREARM

CIC-78865 06/23/05 1141

FL01924P
NJFBINK02

9

THIS INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR
RECORD REQUEST FOR FBI [REDACTED] THE FOLLOWING WILL RESPOND TO YOUR
AGENCY:

FBI
END

- FBI [REDACTED]

b6
b7c



FBI FACSIMILE

COVER SHEET

PRECEDENCE

- ☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

- ☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: Sender's Initials:
 Number of Pages: 11
 (including cover sheet)
b6
b7CTo: RCFL

Name of Office

Date: 10/4/05Facsimile Number: (609) 584-0182

Attn: _____

Name

Room

Telephone

From: FBI - Newark Division

Name of Office

Subject: Service Request Form
- See attached sheet at Page 3 of Fax
for explanation of request

Special Handling Instructions: _____

Originator's Name: SA Telephone: b6
b7C
b7EOriginator's Facsimile Number:

Approved: _____

Brief Description of Communication Faxed: _____

WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.U.S.C. § 641). Please notify the originator or the local FBI Office immediately to arrange for proper disposition.

194A-NK-109145



New Jersey Regional Computer Forensic Laboratory (NJRCFL)

1200 Negron Drive, Hamilton, NJ 08691
Phone (609) 584-5051 Ext.5676 Fax: 609-584-0182

Service Request Form

EACH item of evidence or search site requires a single form. Evidence must be submitted into the CA Evidence Control prior to being delivered to the NJRCFL.

Date: 10/5/05

Contributing Agency:

Agency Name: FBI
Officer/Detective/Agent: SA
Telephone: [redacted] Pager/Cell: [redacted]
Agency's Case #: 199A-NK-109145
Supervisor: SSA Supervisor's Initials: [redacted]
Agency Evidence #: see attached sheets

Services Requested:

(Request for Service assistance must be received by fax at least 2 business days prior to the search.)

- ☐ Image; Original data source will be returned to owner
☐ Image; Original data source will be retained in Contributing Agency evidence locker/room
☐ Provide Contributing Agency with user-friendly output for review following imaging
☐ Search Warrant Assistance
☒ Other: (attach separate sheet if necessary) See attached sheet

Incident:

- ☐ Child Porn ☐ Drugs ☒ Fraud ☐ Immediate Property Threat ☐ Internet Crimes ☐ Life/Injury Threat
☐ Terrorism ☐ Other [redacted]

Digital Media:

Case Type: ☐ Mini-Tower ☐ Mid-Tower ☐ Full Tower ☐ Laptop ☐ Desk Top ☐ Rack Mount
Media Type: ☐ CD ☐ DVD ☒ Floppy ☒ Hard Drive ☐ Zip ☒ Other Back up Tapes
Make: _____ Model: _____ Serial Number: _____

Notes: _____

Required Documents (Must accompany request before service is rendered)

Legal Authority:

- ☒ Search Warrant & Affidavit ☐ Admin Subpoena ☐ Grand Jury Subpoena ☐ Consent ☒ Other SA [redacted] - see Attachment

Report:

☐ Incident Report ☐ Other - Describe _____

Has this evidence been previously viewed and/or accessed by anyone? (Explain) Some of this evidence has been reviewed by RCFL ☐ Yes ☐ No

Are you aware of any privileged information contained within this evidence? (Explain) ☐ Yes ☒ No

For NJRCFL Use Only

NJRCFL #:	<u>200</u>	HQ DB entered:	Yes	No	Notified CA Lead Received: :	Yes	No
Lead Received:	<u>/ /</u>	Evidence Received:	<u>/ /</u>	Lead Assigned:	<u>/ /</u>		
Lead Completed:	<u>/ /</u>	Evidence Returned:	<u>/ /</u>	Lead Closed:	<u>/ /</u>		
Lead Assigned to NJRCFL FE:							

FBI
SA [redacted]
[redacted]

194A-NK-109145

b6
b7C
b7E

RCFL Service Request Form - Addendum

As part of the discovery obligations of the government, the defense attorney's in the captioned case would like copies of all computer hard drives, tapes and floppy disks seized during the execution of search warrants on 12/17/2003. This case was originally assigned to SA [redacted] [redacted] for review. SA [redacted] was already provided a copy of the search warrant.

In total there were 14 evidence items, which included hard drives, backup tapes and floppy disks, taken during the search. The defense would like to have the copies so they can review them and prepare for trial. The evidence is listed under the following FBI Evidence control numbers:

194A-NK-109145	1B10
	1B11
	1B12
	1B13
	1B14
	1B15
	1B16
	1B17
	1B18
	1B19
	1B20
	1B21
	1B22
	1B23

The defense expressed a preference to possibly provide a limited number of storage devices that could hold the total of the evidence seized. Therefore, we would prefer that the project be assigned to one CART examiner who can copy all of the items at one time onto the defense provided storage medium..

The United States Attorney's Office would like this project to be completed by 11/1/05.

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/2/2005

To: Newark

From: Newark

C-8

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 194A-NK-109145 (Pending)

Title: CHARLES KUSHNER;
ET AL;
CSLPO- STATE LEVEL;
OO: NEWARK

Synopsis: Electronic Communication transferring the captioned case to SA [REDACTED] due to the transfer of the writer.

Details: Due to the transfer of SA [REDACTED] to the Allentown RA of the Philadelphia Division, the captioned case and all associated subfiles should be transferred to SA [REDACTED] as of November 2, 2005.

♦♦

Reassign This case and all subfiles 11/2/05 for SA [REDACTED] 11/3/05

[REDACTED]

[REDACTED]

[REDACTED]

b6
b7C
b7E

b6
b7C

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/30/2005

To: Newark

From: Newark

C-8

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: [REDACTED] (Pending)
194A-NK-109145 (Pending)

Title: [REDACTED]

CHARLES KUSHNER ET AL
CSLPO: STATE LEVEL
OO:NK

Synopsis: To request assignment as co-case agent.

Details: The writer requests assignment as co-case agent on the captioned cases.

♦♦

b6
b7C
b7E

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/23/2005

To: Newark

From: Newark

C-8

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 194A-NK-109145 [REDACTED] pending)

Title: CHARLES KUSHNER ETAL;
CSLPO-STATE LEVEL;
OO:NK

Synopsis: To document progress in discovery proceedings.

Details: Writer released 22 boxes of evidence to SKYLINE IMAGING for duplication. These boxes bore Skyline numbers 55 through 76. An FD-597 was executed at the time of release.

Writer also received 18 boxes back from Skyline that were previously duplicated.

♦♦

b6
b7C
b7E

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/21/2005

On December 20, 2005, [redacted] date of birth [redacted] address [redacted] cell phone number [redacted] was interviewed via telephone. After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] provided the following information:

b6
b7C

In December of 2004, [redacted] purchased property at [redacted] for approximately [redacted]

b6
b7C

However, in the summer of 2005, [redacted] saw [redacted] looking at a house for sale next door to [redacted]. The house [redacted] were looking at was listed for approximately [redacted] but it was not nearly as nice as [redacted] house. [redacted] approached [redacted] and told him that for only [redacted] more, [redacted] could buy a nicer house [redacted]

[redacted] sold [redacted] to [redacted] for [redacted]. [redacted] said that they qualified for a mortgage, but he could not provide any other information about how [redacted] and [redacted] afforded the property. [redacted] added that [redacted]

b6
b7C

[redacted] did not know why this was, but he surmised that [redacted]

[redacted] provided to the loan company at closing a letter indicating how much money he spent in renovations on the property, thus justifying the disparity in his purchase and selling prices. [redacted] said that he spent [redacted] in renovation costs.

[redacted] maintains all of his paperwork from the closing on the house, and was willing to provide copies of the documents to the Government if needed.

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Investigation on 12/20/2005 at [redacted] New Jersey (telephonically)

b6
b7C

File # 194A-NK-109145-156 Date dictated 12/21/2005

by SA [redacted]
SA [redacted]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/22/2005

On December 16, 2005, [REDACTED]

[REDACTED] was interviewed at [REDACTED]

[REDACTED] After identifying themselves, interviewing agents advised [REDACTED] that they were inquiring about the alleged [REDACTED]

[REDACTED]

[REDACTED] was then served with a Grand Jury subpoena, issued [REDACTED]

[REDACTED]

[REDACTED] After being served with the subpoena by SA [REDACTED] excused himself. Approximately fifteen minutes later [REDACTED] advised agents that he had spoken with his attorney. He would call SA [REDACTED]

[REDACTED]

Investigation on 12/15/2005 at [REDACTED] New JerseyFile # 194A-NK-109145-151 Date dictated 12/22/2005by SA [REDACTED]
SA [REDACTED]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/21/2005

On December 20, 2005, [redacted] date of birth [redacted] social security account number [redacted] was interviewed at her residence, [redacted] cell phone number [redacted]. Also present was [redacted] date of birth [redacted] social security account number [redacted] lives with [redacted] at [redacted]. After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] provided the following information:

[redacted] owns the building in which they live at [redacted] lives there with [redacted] live with [redacted]. In addition to the [redacted] apartment in which they reside, the building has two other apartments [redacted]. The tenant of [redacted] has Section 8 housing, but the tenant of [redacted] pays \$1,250 in rent each month. The tenant always pays in cash, and either [redacted] if he is home, gives the tenant a receipt for the cash.

[redacted] bought the house in the summer of 2005, but [redacted] could not remember which month. The house was finished when [redacted] purchased it, but [redacted] improved the [redacted]

[redacted] did not know any information about the purchase or the mortgage, but she knew that her father bought the building from [redacted] clarified that the building actually was purchased by [redacted] name was not on the mortgage or the title. [redacted] was in [redacted] at the time of the closing on the property. [redacted] could not provide any further information about the purchase of the property.

When Agents asked whether [redacted] knew any current contact information for [redacted] she said she did not. However, her father had the information. Agents asked [redacted] if she would be willing to contact her father and ask him how to contact [redacted] consented and contacted [redacted] via telephone. She advised him that the FBI was inquiring about [redacted]

Investigation on 12/20/2005 at [redacted] New Jersey

File # 194A-NK-109145 158

Date dictated 12/21/2005

by SA [redacted]
SA [redacted]

194A-NK-109145

Continuation of FD-302 of [REDACTED], On 12/20/2005, Page 2

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[REDACTED] relayed a question from [REDACTED] inquiring why agents needed [REDACTED] information. Agents stated that they needed to speak with [REDACTED] provided an address to [REDACTED] who provided it to the interviewing agents. [REDACTED] wrote on a piece of white paper [REDACTED] This paper was included in the case file. [REDACTED] then said that her father asked in jest if the FBI could arrest [REDACTED] because [REDACTED] owed [REDACTED]

[REDACTED]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/16/2005

[redacted] DOB [redacted] SSN [redacted] and
[redacted] DOB [redacted] SSN [redacted] currently residing
at [redacted] were interviewed at that address.
After being advised of the nature of the interview and identity of
the interviewing Agents they provided the following information:

Upon entering the house, writer noticed a German Shepard
dog standing in the kitchen area but apparently attentive to writer
and SA [redacted] presence in the house. Writer inquired of [redacted]
about the purpose of the dog and asked whether or not the dog was
going to be a concern with our presence in the home.

[redacted] advised that the dog would not be a problem and
escorted the dog to another area of the house.

[redacted] advised that he and [redacted] own a home located at
[redacted]

[redacted] has been working for [redacted] for
approximately [redacted] years. [redacted] duties include [redacted]
[redacted]

Investigation on 12/15/05 at [redacted] NJ

File # 194A-NK-109145 159 Date dictated 12/16/05

by SA [redacted]
SA [redacted]

194A-NK-109145

Continuation of FD-302 of

[Redacted]

, On 12/15/05

, Page 2

b6
b7C

[Redacted]

b6
b7C

[Redacted]

[Redacted]

b6
b7C

Writer notes that [Redacted] was present for the duration of the interview and agreed to substantially all that was said by [Redacted]

b3
b6
b7C

Upon conclusion of the interview, [Redacted] were each served with Federal Grand Jury subpoenas [Redacted]

[Redacted]

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 11/19/06Date Loaded 11/24/06Data Loader's Initials [initials]b6
b7C
b7EAccomplishment involves:
(check all that apply)

- Drugs ☐
 A Fugitive ☐
 Bankruptcy Fraud ☐
 Computer Fraud/Abuse ☐
 Corruption of Public Officials ☐
 Money Laundering ☐
 Sub Invest Asst by FO (s) ☐

Asst. FO(s)
A, B, C, D

Task Force

File Number

194A-M-109145

Stat Agent Soc. Sec. No.

Stat Agent Name

RA

Squad

CS

Investigative Assistance or Technique Used

- 1-Used, but did not help
 2 -Helped, minimally
 3 - Helped, substantially
 4 - Absolutely essential
 For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	Fin. Analyst			Lab. Div. Exam			JCO - Group I			Ft. Mon. - ITC	
	Aircraft Asst.			Lab. Field Sup			JCO - Group II			For. Lang Asst.	
	Computer			Pen Registers			JCO - Nat. Back			Non FBI Lab Ex	
	Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coord	
	Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer	
	Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs	
	Eng. Field Sp			Show Money			Crisis Neg. - Local			CART	
	Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog	
	Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj	
	Evid Purchase			Tech. Ag/Equip			Sav - ITC				
	Int/CW Info			Phone Toll Rec			Poc - ITC				

A. Complaint / Information / Indictment

☒ Federal ☐ Local ☐ InternationalComplaint Date: Check if Civil Rico Complaint ☐Information Date: Indictment Date: 11/18/06

B. Locate/ Arrest

☐ Federal ☐ Local ☐ InternationalSubject Priority: ☐ A ☐ B ☐ CLocate Date: Arrest Date: ☐ Subject Resisted Arrest☐ Subject Arrested was ArmedC. Summons Date: ☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ InternationalRecovery Date: Code * ✓ Amount \$ Code * ✓ Amount \$ Restitution Date: ☐ Court Ordered ☐ Pretrial DiversionCode * ✓ Amount \$ PELP Date: Code * ✓ Amount \$ E. Hostage(s) Released Date: Released by: ☐ Terrorist ☐ OtherNumber of Hostages:

F. Conviction

☐ Federal ☐ Local ☐ InternationalConviction Date: Subject Description Code: * () *

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor☐ Plea or ☐ TrialState: Judicial District:

G. U.S. Code Violation

Required for sections A,B,F,and J
(Federal Only)Title 26 Section 7201 # Counts 1H. Sentence Date: Sentence Type: In Jail: Years Months Suspended: Years Months Probation: Years Months Fines: \$ I. Disruption/Dismantlement: ☒Disruption Date: Dismantlement Date:

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date:

Also Complete "Section G"

Other Civil Matters Date: Judgment Judicial Outcome * Amount \$ Suspension: Years Months K. Administrative Sanction Date: Subject Description Code Type: Length: ☐ Suspension ☐ Permanent☐ Debarment or ☐ Injunction Year Months L. Asset Seizure Date: Asset Forfeiture Date: CATS # Mandatory

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate \$ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion

(circle one) Date: N. Drug Seizures ☒ Date: Drug Code * Weight Code * FDIN

Do not indicate \$ value in Section D

O. Child Victim Information

Child located/identified Date: ☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race *	Sex	Date of Birth	Social Security No. (if available)
<u>[redacted]</u>	<u>W</u>	<u>M</u>	<u>[redacted]</u>	<u>[redacted]</u>

- ☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
- ☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

* See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over \$1m and PELP over \$5, disruption, dismantlement, and drug seizures.

Serial No. of FD-515

160b6
b7C

01/24/2006

***** INDICTMENT *****

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 160

Stat Agent Name: [REDACTED]
Stat Agent SOC: [REDACTED]

Report Date: 01/24/2006
Accom Date.: 01/18/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs : N
A Fugitive. : N
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: N
Money Laundering. : N

Subject Name

RA Squad Task Force

HQ C8

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST LAB DIV EXAMS UCO-GROUP I FT. MON-NRCSC
AIRCRAFT ASST LAB FIELD SUP UCO-GROUP II FOR LANG ASST
COMPUTER ASST PEN REGISTERS UCO-OTHER NON FBI LAB EX
CONSEN MONITR PHOTO COVERGE NCAVC/VI-CAP VICT-WITN COOR
ELSUR/FISC POLYGRAPH CRIM/NS INTEL IO WANTED FLYR
ELSUR/III SRCH WAR EXEC CRIS NEG-FED SARS
ENG FIELD SUP SHOW MONEY CRIS NEG-LOC CART
ENG TAPE EXAM SOG ASST ERT ASST ASSET FORF PRO
LEGATS ASST. SWAT TEAM BUTTE-ITC FORF SUPPORT P
EVIDNCE PURCH TECH AG/EQUIP SAVANNAH-ITC TFOS/CTD
INFORMANT/CW TEL TOLL RECS POC-WRCSC CXS/CTD

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

=====

Title	Section	Counts
-----	-----	-----
26	7201	1

Subject's Criminal Activity :
If Other, Specify. . . . :

Business Influenced/Affected:
If Other, Specify.:

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . . :

Name of Company Subject Connected with:

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG):
Position in LCN OCG:

Elected/Appointed Public Official Position:
If Other, Specify. :

Name of Union:

Union Affiliation:
If Other, Specify:

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 01/18/2006b6
b7C

On January 9, 2006, [redacted] date of birth [redacted]
[redacted] social security account number [redacted] address [redacted]
[redacted] telephone number [redacted]
[redacted] was indicted by a Federal Grand Jury on one count of
Title 26 United States Code 7201, related to tax fraud.

On January 18, 2006, [redacted] turned himself in at FBI
Newark Division, 11 Centre Place, Newark, New Jersey 07102. [redacted]
was fingerprinted and photographed, then turned over to pre-trial
services to await arraignment.

Investigation on 01/18/2006 at Newark, New Jersey

File # 194A-NK-109145 161

Date dictated 01/18/2006

by SA [redacted]

b6
b7C